IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

FRIDAY, THE NINETEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT APPEAL NO : 1681 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 28/07/2004 in WP NO : 3922 OF 2004 on the file of the High Court.)

Between:

Mahamad Ilyas, S/o Md. Abbas,
R/o H.No. 8-9-206, Inside Fort,

Khammam District.

..... APPELLANT

AND

1 Sri Someswara Rao, S/o Veeraiah,
R/o 11-11-168, Sri Ramgiri Bypass road,

Khammam Town & District.

2 The State of Andhra Pradesh,

Rep. by its Inspector General of

Stamps and Registration,

Government of Andhra Pradesh, Hyderabad.

3 The District Registrar,

Khammam Town, Khammam District.

4 The Joint Sub Registrar,

Khammam Town, Khammam District.

5 The A.P. State Wakf Board,

Rep. by its Chief Executive Officer,
Opp: Public Gardens, Nampally,

Hyderabad.

.....RESPONDENTS

For the Appellant: MR. P.VEERA REDDY, Advocate.

For Respondent No. 1: Mr. Vilas Afzul Purkar, Advocate.

For Respondent Nos. 2 to 4: GP FOR REVENUE

For Respondent No. 5: Mr. A.M. Quresh.

The Court made the following Judgment: (per Sri BRSR,J)

The impugned order, in our considered opinion, does not suffer from any legal infirmities requiring our interference. The appellant herein does not stand in a better footing than the 5th respondent – the A.P State Wakf Board which had earlier filed a suit in respect of the same property and lost the same. At any rate, the direction to the Registrar to register the document itself does not confer any additional right and title upon any of the parties nor the same would effect the claim of any of the parties. The claim with regard to the property is required to be settled elsewhere and mere registration of the document would not come in the way of any of the parties from availing such remedies as may be available to them in law.

The Writ Appeal fails and shall accordingly stand dismissed.

(B. Sudershan Reddy, J)

19-11-2004

(K.C. Bhanu, J)

ks

DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1 Inspector General of

Stamps and Registration,

Government of Andhra Pradesh, Hyderabad.

3 The District Registrar,

Khammam Town, Khammam District.

4 The Joint Sub Registrar,

Khammam Town, Khammam District.

5 The Chief Executive Officer, The A.P. State Wakf Board,

Opp: Public Gardens, Nampally,

Hyderabad.

6 Two CCs to the Government Pleader for Revenue,

High Court of Andhra Pradesh, Hyderabad (OUT).

7 Two CD copies.